

Message Text

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S E C R E T GENEVA 5238

FROM HARTMAN

E.O. 11652: GDS

TAGS: PFOR, CY

SUBJ: CYPRUS

FOLLOWING ARE THE CLERIDES AND THE GUNES TEXTS:

A. CLERIDES

1. THE CONSTITUTIONAL ORDER OF CYPRUS SHALL RETAIN ITS BYCOMMUNAL CHARACTER BASED ON THE CO-EXISTENCE OF THE GREEK AND TURKISH COMMUNITIES WITHIN THE FRAMEWORK OF A SOVEREIGN, INDEPENDENT AND INTEGRAL REPUBLIC.

2. THIS CONSTITUTIONAL ORDER SHALL, THROUGH AN APPROPRIATE REVISION AND THE ACTIVE CO-OPERATION AND FREE CONSENT OF THE TWO COMMUNITIES, ENSURE AN ENHANCED FEELING OF SECURITY FOR BOTH.

3. THE CO-EXISTENCE OF THE TWO COMMUNITIES SHALL BE ACHIEVED IN THE CONTEXT OF INSTRITUIONAL ARRANGEMENTS REGARDING AN AGREED ALLOCATION OF POWERS AND FUNCTIONS BETWEEN THE CENTRAL GOVERNMENT HAVING COMPETENCE OVER STATE AFFAIRS AND THE RESPECTIVE AUTONOMOUS COMMUNAL ADMINISTRATIONS EXERCISING THEIR POWERS ON ALL OTHER MATTERS WITHIN AREAS TO BE ESTABLISHED AS IN PARAGRAPH (5) HEREIN BELOW PROVIDED.

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4. THE STRUCTURE OF THE CENTRAL GOVERNMENT SHALL CONTINUE TO BE BASED ON THE PRESIDENTIAL REGIME.

5. THE GREEK AND TURKISH COMMUNAL ADMINISTRATIONS SHALL EXERCISE THEIR POWERS AND FUNCTIONS IN AREAS CONSISTING RESPECTIVELY OF THE PURELY GREEK AND TURKISH VILLAGES AND MUNICIPALITIES. FOR THE PURPOSES OF COMMUNAL ADMINISTRATION SUCH VILLAGES AND MUNICIPALITIES MAY BE GROUPED TOGETHER BY THE RESPECTIVE COMMUNAL AUTHORITIES. FOR THE SAME PURPOSE MIXED VILLAGES SHALL COME UNDER THE COMMUNAL AUTHORITIES OF THE COMMUNITY TO WHICH THE MAJORITY OF THEIR INHABITANTS BELONG.

6. LEGISLATIVE AUTHORITY OVER THE RESPECTIVE COMMUNAL ADMINISTRATIONS SHALL BE EXERCISED BY THE GREEK AND TURKISH MEMBERS OF THE HOUSE OF REPRESENTATIVES CONSTITUTED IN SEPARATE COUNCILS FOR THIS PURPOSE.

B. GUNES

1. THE REPUBLIC OF CYPRUS WILL BE A BI-COMMUNAL AND INDEPENDENT STATE.

2. THE REPUBLIC WILL BE COMPOSED OF AN AUTONOMOUS TURKISH CYPRIOT ZONE COMPOSED OF SIX DISTRICTS AND AN AUTONOMOUS GREEK CYPRIOT ZONE COMPOSED OF TWO DISTRICTS:

A. AUTONOMOUS GREEK CYPRIOT ZONE

I. MAIN GREEK CYPRIOT DISTRICT

I.. GREEK CYPRIOT DISTRICT OF KARAPAS

B. AUTONOMOUS TURKISH CYPRIOT ZONE

I. MAIN TURKISH CYPRIOT DISTRICT WHOSE

LIMITS WILL BE TRACED FROM WEST TO EAST BY A LINE INCLUDING PANAGRA-MYRTOU-ASANATOS-SKYLLOURA-YEROIAKKOS-TURKISH SECTOR OF NICOSIA-MOKA-ANGASTINA-YENAGRA-MARATHA STYLLOS-FRESH WATER LAKE-TURKISH SECTOR OF FAMAGUSTA; AND IN THE NORTH EAST BY A LINE EXCLUDING GALOUNIA, INCLUDING KOMIKEBIR, AYIOS EVSTATHIOS AND EXCLUDING GASTRIA;

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II. TURKISH DISTRICT OF LEFKA REGION

III. TURKISH DISTRICT OF POLIS REGION

IV. TURKISH DISTRICT OF PAPHOS REGION

V. TURKISH DISTRICT OF LARNACA REGION

VI. TURKISH DISTRICT OF KARAPAS REGION

THE AREA OF THE TURKISH CYPRIOT AUTONOMOUS ZONE WILL BE

EQUIVALENT TO ABOUT 34 0/0 OF THE TERRITORY OF THE REPUBLIC.

THE AREA AND THE LIMITS OF EACH OF THE DISTRICTS OF THE TURKISH ZONE OTHER THAN THE MAIN DISTRICT WILL BE DETERMINED WITHIN THE TIME LIMIT AND ACCORDING TO THE PROCEDURE WHICH WILL BE SET FORTH IN THE DISPOSITIONS ADDED TO THIS DECLARATION.

THE MAIN DISTRICT OF THE AUTONOMOUS TURKISH CYPRIOT ZONE WILL BE EVACUATED BY THE ELEMENTS OF THE GREEK ARMED FORCES AND BY THE GREEK CYPRIOT NATIONAL GUARD AS WELL AS BY GREEK IRREGULARS WITHIN A PERIOD NOT TO EXCEED 48 HOURS FROM THE TIME OF THE SIGNATURE OF THE DECLARATION. ADMINISTRATION, ORDER AND SECURITY OF THE DISTRICT WILL BE IMMEDIATELY TAKEN OVER BY THE TURKISH CYPRIOT ADMINISTRATION.

3. THE ADMINISTRATION OF EACH OF THE AUTONOMOUS ZONES WILL HAVE COMPLETE CONTROL OF ITS ZONE WITHIN ITS GEOGRAPHIC LIMITS.

4. FREE CIRCULATION BETWEEN THE DISTRICTS OF A SINGLE ZONE WILL BE GUARANTEED BY THE CENTRAL GOVERNMENTS.

5. THERE WILL BE MADE A DETERMINATION OF THE AREAS OF COMPETENCE OF THE CENTRAL GOVERNMENT OF THE REPUBLIC, TAKING FULLY INTO ACCOUNT THE BI-COMMUNAL NATURE OF THE STATE.

6. WHILE AWAITING THE FUNCTIONING OF THE NEW CONSTITUTIONAL SYSTEM OF THE REPUBLIC, THE TWO EXISTING DE FACTO GREEK CYPRIOT AND TURKISH CYPRIOT ADMINISTRATIONS WILL JOINTLY TAKE THE ACTION

NECESSARY IN ORDER TO NORMALIZE AND STABILIZE LIFE IN THE TERRITORY OF THE REPUBLIC AND WILL ABSTAIN FROM ANY ACT OF VIOLENCE, HARASSMENT AND DISCRIMINATION.DALE

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